

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:19-cv-01976-VSB**

People of the State of New York v. United States Department of Labor

Assigned to: Judge Vernon S. Broderick
Cause: 05:552 Freedom of Information Act

Date Filed: 03/01/2019

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

People of the State of New York
by Letitia James, Attorney General of the State of New York

represented by **Jeremy M. Pfetsch**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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TERMINATED: 04/08/2019
LEAD ATTORNEY

V.

Defendant

United States Department of Labor

| Date Filed | # | Docket Text |
|------------|----------|--|
| 03/01/2019 | <u>1</u> | FILING ERROR – DEFICIENT PLEADING – FILER ERROR – COMPLAINT against United States Department of Labor. (Filing Fee \$ 400.00, Receipt Number ANYSDC-16430575) Document filed by New York State Attorney General. (Attachments: # <u>1</u> Exhibit Ex. A – FOIA Request, # <u>2</u> Exhibit Ex. B – WHD Acknowledgment, # <u>3</u> Exhibit Ex. C – OASP Response, # <u>4</u> Exhibit Ex. D – OASCAIA Response, # <u>5</u> Exhibit Ex. E – WHD Communication)(Lynch, Kevin) Modified on 3/4/2019 (pne). (Entered: 03/01/2019) |
| 03/01/2019 | <u>2</u> | CIVIL COVER SHEET filed. (Lynch, Kevin) (Entered: 03/01/2019) |
| 03/01/2019 | <u>3</u> | FILING ERROR – FILER ERROR – STATEMENT OF RELATEDNESS re: that this action be filed as related to 1:18-cv-07029. Document filed by New York State Attorney General.(Lynch, Kevin) Modified on 3/4/2019 (pne). (Entered: 03/01/2019) |
| 03/01/2019 | <u>4</u> | FILING ERROR – DEFICIENT PLEADING – SUMMONS REQUEST FILER ERROR – REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Labor, re: <u>1</u> Complaint,. Document filed by New York State Attorney General. (Lynch, Kevin) Modified on 3/4/2019 (pne). (Entered: 03/01/2019) |
| 03/04/2019 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above–entitled action is assigned to Judge Unassigned. (pne) (Entered: 03/04/2019) |
| 03/04/2019 | | Case Designated ECF. (pne) (Entered: 03/04/2019) |

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| 03/04/2019 | | CASE REFERRED TO Judge P. Kevin Castel as possibly related to 18CV7029. (pne) (Entered: 03/04/2019) |
| 03/04/2019 | | ***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Kevin M. Lynch. The party information for the following party/parties has been modified: People of the State of New York, United States Department of Labor. The information for the party/parties has been modified for the following reason/reasons: party name contained a typographical error; party role was entered incorrectly. (pne) (Entered: 03/04/2019) |
| 03/04/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Kevin M. Lynch to RE-FILE Document No. <u>1</u> Complaint., The filing is deficient for the following reason(s): the wrong filer/filers were selected for the pleading; the name of the filer is incorrect on the docket entry. Re-file the pleading using the event type Complaint found under the event list Complaints and Other Initiating Documents – attach the correct signed PDF – select the individually named filer/filers – select the individually named party/parties the pleading is against. **DO NOT USE GOOGLE CHROME OR SAFARI BROWSERS** (pne) (Entered: 03/04/2019) |
| 03/04/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT RELATED CASE STATEMENT. Notice to attorney Kevin M. Lynch to RE-FILE Document No. <u>3</u> Statement of Relatedness. The filing is deficient for the following reason(s): the wrong filer/filers were selected for the related case statement; the name of the filer is incorrect on the docket entry. Re-file the document using the event type Statement of Relatedness found under the event list Other Documents – select the correct filer – enter the related case number when prompted – and attach the correct PDF. (pne) (Entered: 03/04/2019) |
| 03/04/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Kevin M. Lynch to RE-FILE Document No. <u>4</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): the wrong filer/filers were selected for the request for issuance of summons; the name of the filer is incorrect on the docket entry. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF. (pne) (Entered: 03/04/2019) |
| 03/04/2019 | <u>5</u> | COMPLAINT against United States Department of Labor. Document filed by People of the State of New York. (Attachments: # <u>1</u> Exhibit Ex. A – FOIA Request, # <u>2</u> Exhibit Ex. B – WHD Acknowledgment, # <u>3</u> Exhibit Ex. C – OASP Response, # <u>4</u> Exhibit Ex. D – OASCA Response, # <u>5</u> Exhibit Ex. E – WHD Letter)(Lynch, Kevin) (Entered: 03/04/2019) |
| 03/04/2019 | <u>6</u> | STATEMENT OF RELATEDNESS re: that this action be filed as related to 1:18-cv-07029. Document filed by People of the State of New York.(Lynch, Kevin) (Entered: 03/04/2019) |
| 03/04/2019 | <u>7</u> | REQUEST FOR ISSUANCE OF SUMMONS as to United States Department of Labor, re: <u>5</u> Complaint., Document filed by People of the State of New York. (Lynch, Kevin) (Entered: 03/04/2019) |
| 03/05/2019 | <u>8</u> | ELECTRONIC SUMMONS ISSUED as to United States Department of Labor. (dnh) (Entered: 03/05/2019) |
| 03/06/2019 | <u>9</u> | Objection re: <u>6</u> Statement of Relatedness . Document filed by United States Department of Labor. (Attachments: # <u>1</u> Exhibit 1 (Prior FOIA request), # <u>2</u> Exhibit 2 (Instant FOIA request))(Bretz, Emily) (Entered: 03/06/2019) |
| 03/06/2019 | | CASE DECLINED AS NOT RELATED. Case referred as related to 18CV7029 and declined by Judge P. Kevin Castel and returned to wheel for assignment. (ma) (Entered: 03/06/2019) |
| 03/06/2019 | | NOTICE OF CASE REASSIGNMENT to Judge Vernon S. Broderick. Judge Unassigned is no longer assigned to the case. (ma) (Entered: 03/06/2019) |
| 03/06/2019 | | Magistrate Judge Ona T. Wang is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed |

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| | | before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: http://nysd.uscourts.gov/forms.php . (ma) (Entered: 03/06/2019) |
| 03/27/2019 | <u>10</u> | AFFIDAVIT OF SERVICE (FOIA CASE). United States Department of Labor served on 3/20/2019, answer due 4/19/2019. Service was accepted by Haojuh Li, Clerk. Document filed by People of the State of New York. (Lynch, Kevin) (Entered: 03/27/2019) |
| 04/04/2019 | <u>11</u> | NOTICE OF APPEARANCE by Jeremy M Pfetsch on behalf of People of the State of New York. (Pfetsch, Jeremy) (Entered: 04/04/2019) |
| 04/05/2019 | <u>12</u> | FIRST MOTION for Kevin M. Lynch to Withdraw as Attorney . Document filed by People of the State of New York.(Lynch, Kevin) (Entered: 04/05/2019) |
| 04/08/2019 | <u>13</u> | MEMO ENDORSEMENT granting <u>12</u> Motion to Withdraw as Attorney. ENDORSEMENT: IT IS SO ORDERED. (Attorney Kevin M. Lynch terminated.) (Signed by Judge Vernon S. Broderick on 4/8/2019) (rro) (Entered: 04/08/2019) |